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Mail Stop Petition; Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

July 22, 2003

By:



Sharon M. Fujita

Attorney Docket No: 0178.210US

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OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Minshull, *et al.*

Application No.: 09/920,607

Filed: July 31, 2001

For: BIOSENSORS, REAGENTS AND DIAGNOSTIC
APPLICATIONS OF DIRECTED EVOLUTION

Examiner: My-Chau T. Tran

Art Unit: 1639

**RESPONSE TO FURTHER
RESTRICTION REQUIREMENT**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Restriction Requirement mailed January 13, 2003, Applicants respectfully request consideration of the following remarks. A petition for a five month extension of time authorizing the Commissioner to charge the requisite fee pursuant 37 C.F.R. § 1.17 is enclosed. The petition thus effectively extends the period of response from February 13, 2003 to July 13, 2003. A Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 C.F.R. § 1.137(b) is also submitted herewith.

In the Restriction Requirement mailed on January 13, 2003, the Examiner issued a further Restriction Requirement on Applicants' previously elected Group II claims (67-72). In the January 13, 2003 Restriction Requirement, the Examiner grouped claims 67-72 as follows:

- Group A: Claim 67, drawn to a biosensor with a polypeptide comprising an analyte domain and a catalytic domain;
- Group B: Claim 68, drawn to a biosensor with a polypeptide comprising an analyte domain, a first inactive domain, and a second inactive domain; and

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Filing Date: September 19, 2002
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Group C: Claims 69-72, drawn to a biosensor with a plurality of polypeptides immobilized on the solid support.

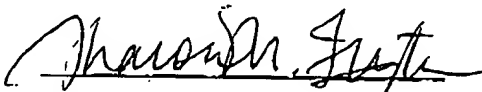
Applicants hereby elect the inventions specified in Group C, without traverse.

Should the Examiner believe that a telephone conference would expedite the prosecution of this application, the undersigned can be reached at the telephone number set forth below. The Commissioner is hereby authorized to charge any deficiency in fees in connection with this submission or credit any overpayment to Deposit Account No. 50-0990.

Respectfully submitted,

July 22, 2003

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